

**ATTORNEY'S DOCKET NUMBER: 2006517-0010 (Bacterial Delivery DIV2)**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Caplan

Examiner: Huynh

Serial No.: 10/728,323

Art Unit: 1644

Filing Date: December 4, 2003

Title: MICROBIAL DELIVERY SYSTEM

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**RESPONSE UNDER 37 C.F.R. § 1.111**

Responsive to the Final Office Action mailed April 21, 2008, Applicant respectfully requests entrance of the following Amendment and consideration of the following Remarks. The deadline for responding to the Office Action without fees was July 21, 2008. A three-month extension of time from July 21, 2008, up to and including October 21, 2008 is hereby respectfully requested, and the extension fee of \$555.00 under 37 C.F.R. § 1.17(a) for a small entity is being paid via the U.S. Patent and Trademark Office's Electronic Filing System's credit card payment option. Applicant thus submits that the present Response is timely submitted on Tuesday, October 21, 2008.

Please amend the above-identified application as follows:

**Amendments to the Claims** begin on page 2 of this Response.

**Remarks** begin on page 29 of this Response.